



**THE ATTORNEY GENERAL  
OF TEXAS**

GERALD C. MANN

AUSTIN 11, TEXAS

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~  
ATTORNEY GENERAL

Board of Insurance Commissioners,  
Casualty Division,  
Austin, Texas.

Gentlemen:                      Attention: Mr. J. E. Lyles

Opinion No. 0-2130  
Re: Authority of Insurance Commission  
to contract and pay for insurance  
on automobiles under its control.

We are in receipt of your letter of March 25, 1940,  
making the following request of this department:

"This Department has in the past and does  
at the present time carry fire, theft and com-  
prehensive coverage on such State owned automo-  
biles controlled by this Department.

"Will you please give us your opinion as  
to whether or not insurance may be carried on  
such automobiles by this Department and warrants  
issued by the Comptroller's Department for the  
payment of premiums out of the Traveling Ex-  
pense Fund."

You are advised that it is the opinion of this de-  
partment that you would not be authorized to contract and pay  
for insurance on State-owned property under your control when  
the payment would have to be made from an appropriation for  
traveling expenses. The reasons for this conclusion are well  
stated in opinions Nos. 0-184, 0-842 and 0-1762, copies of  
which are attached hereto for your information.

Very truly yours  
ATTORNEY GENERAL OF TEXAS

By s/Grover Sellers  
Assistant

GS-MR-wc  
Enclosures

APPROVED APRIL 13, 1940  
s/W. F. Moore  
FIRST ASSISTANT ATTORNEY GENERAL

Approved Opinion Com-  
mittee By s/BWB Chairman